



Folsom City Council Staff Report

MEETING DATE:	6/28/2022
AGENDA SECTION:	Consent Calendar
SUBJECT:	Resolution No. 10877 – A Resolution Authorizing the City Manager to Execute a Communications Site License Agreement with T-Mobile US, LLC, at BT Collins Park
FROM:	Parks and Recreation Department

RECOMMENDATION / CITY COUNCIL ACTION

Move to approve Resolution No. 10877 – A Resolution Authorizing the City Manager to Execute a Communications Site License Agreement with T-Mobile US, LLC, at BT Collins Park.

BACKGROUND / ISSUE

The City of Folsom entered into a Communications Site License agreement with T-Mobile US, Inc. (formerly known as MetroPCS California/Florida, Inc., a Delaware Corporation, d/b/a MetroPCS Inc., formerly known as Pacific Bell Wireless, LLC) dated August 28, 2001, for twenty years. The agreement was effective on January 5, 2002, commencing with the issuance of the building permit, and expiring on January 4, 2022. T-Mobile US, Inc. then requested and was granted a six-month extension to the current agreement and expressed a commitment to work towards a fully executed agreement effective July 5, 2022.

T-Mobile US, Inc. desires to continue a Communications Site License Agreement at BT Collins Park. Upon review of the current site license agreement, it was determined by the staff that a new agreement for ten (10) years with three (3) automatic five (5) year renewals should be pursued instead of extending the existing lease. The lease area is approximately 252 square feet with antennas secured to an existing Pacific Gas and Electric (PG&E) tower. The new agreement will commence July 5, 2022, and expire on or before July 4, 2047, with a total value of \$1,458,371.

POLICY / RULE

The City Manager shall receive City Council authority to execute contracts in excess of \$66,141.

ANALYSIS

T-Mobile US, Inc. will enter into a new Communications Site License Agreement at BT Collins Park for an initial term of ten (10) years with three (3) automatic five (5) year renewals that will commence on July 5, 2022 and expire on or before July 4, 2047. The lease space is approximately 252 square feet, and the total value of the agreement is \$1,458,371. This amendment will be in a form acceptable to the City Attorney.

FINANCIAL IMPACT

The first year of the agreement the license fee shall be \$40,000 and increase each year thereafter by 3% until the term date. The total agreement value is \$1,458,371 disbursed over twenty-five (25) years.

ENVIRONMENTAL REVIEW

This project is Categorical Exempt from the California Environmental Quality Act (CEQA) regulation under Section 15301 (Existing Facilities) of the CEQA Guidelines.

ATTACHMENT

1. Resolution No. 10877 – A Resolution Authorizing the City Manager to Execute a Communications Site License Agreement with T-Mobile US, LLC, at BT Collins Park

Submitted,

Lorraine Poggione, Parks and Recreation Director

RESOLUTION NO. 10877

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A COMMUNICATIONS SITE LICENSE AGREEMENT WITH T-MOBILE US, LLC, AT BT COLLINS PARK

WHEREAS, T-Mobile US, Inc. requests a Communications Site License Agreement with approximately 252 square feet of lease space; and

WHEREAS, the new agreement will commence July 5, 2022, and is for ten (10) years with three (3) automatic five (5) year renewals with an expiration date July 4, 2047; and

WHEREAS, per the lease agreement the first year license fee will be \$40,000 and increase each year by 3%; and

WHEREAS, the total value of the agreement is \$1,458,371 to be paid at the yearly rate shown in Exhibit D of the agreement; and

WHEREAS, the agreement will be in a form acceptable to the City Attorney:

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Folsom authorizes the City Manager to execute a Communications Site License Agreement with T-Mobile US, LLC, at BT Collins Park.

PASSED AND ADOPTED this 28 day of June, 2022, by the following roll-call vote:

AYES: Councilmember(s):
NOES: Councilmember(s):
ABSENT: Councilmember(s):
ABSTAIN: Councilmember(s):

Kerri M. Howell, MAYOR

ATTEST:

Christa Freemantle, CITY CLERK

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